

211A 3161 PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MINORU TAKEBE et al.

Serial No.: 10/070,888

Filed: March 6, 2002

For: STEM-CELL AUGMENTING
MATERIAL

Art Unit: 1632

Examiner: Qian Janice Li

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Dear Sir:

The owner, Nichimo Co., Ltd., of 100 percent interest in the instant application by assignment (Reel/Frame 012940/0336) hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent Nos. 5,885,632; 6,045,819; 6,303,161 and application No. 09/284,935. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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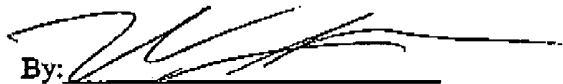
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.
3. ☒ Please charge Deposit Account 11-1445 in the amount of \$110.00 to cover the Terminal disclaimer fee under 37 C.F.R. 1.20(d).

Date:

8/12/04

By:



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Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Fax No. (703) 872-9306 on August 12, 2004.

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